

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE <div style="text-align: center;">J</div>		PAGE OF PAGES <div style="text-align: center;">1   6</div>	
2. AMENDMENT/MODIFICATION NO. <div style="text-align: center;">0001</div>		3. EFFECTIVE DATE <div style="text-align: center;">21-Dec-2004</div>		4. REQUISITION/PURCHASE REQ. NO. <div style="text-align: center;">W16ROE-4306-5043</div>		5. PROJECT NO.(If applicable)	
6. ISSUED BY <div style="text-align: center;">CODE</div> USA ENGINEER DISTRICT, NEW YORK ATTN:CENAN-CT ROOM 1843 26 FEDERAL PLAZA NEW YORK NY 10278		7. ADMINISTERED BY (If other than item 6) <div style="text-align: center;">CODE</div> <div style="text-align: center; font-weight: bold;">See Item 6</div>					
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)				<input checked="" type="checkbox"/> 9A. AMENDMENT OF SOLICITATION NO. W912DS-05-B-0003			
				<input checked="" type="checkbox"/> 9B. DATED (SEE ITEM 11) 01-Dec-2004			
				10A. MOD. OF CONTRACT/ORDER NO.			
				10B. DATED (SEE ITEM 13)			
CODE		FACILITY CODE					
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS							
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input type="checkbox"/> is extended, <input checked="" type="checkbox"/> is not extended. Offer must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) By completing Items 8 and 15, and returning <u>1</u> copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.							
12. ACCOUNTING AND APPROPRIATION DATA (If required)							
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.							
A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.							
B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(B).							
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:							
D. OTHER (Specify type of modification and authority)							
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input type="checkbox"/> is required to sign this document and return _____ copies to the issuing office.							
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) The solicitation is amended as follows: 1. To provided changes to the plans and specifications attached herein; 2. To attached current Wage Rate Determinations. The bid opening date remains unchanged for 04 Jan 05 at 1300 hours local time..  NOTE: OFFERORS MUST ACKNOWLEDGE RECEIPT OF THIS AMENDMENT BY THE DATE SPECIFIED IN THE SOLICITATION (OR AS AMENDED) BY ONE OF THE FOLLOWING METHODS: IN THE SPACE PROVIDED ON THE SF1442, BY SEPARATE LETTER, OR BY TELEGRAM, OR BY SIGNING BLOCK 15 BELOW. FAILURE TO ACKNOWLEDGE AMENDMENTS BY THE DATE AND TIME SPECIFIED MAY RESULT IN REJECTION OF YOUR BID IN ACCORDANCE WITH THE LATE BID, LATE MODIFICATIONS OF BIDS OR LATE WITHDRAWAL OF BIDS (FAR14.304).          Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.							
15A. NAME AND TITLE OF SIGNER (Type or print)				16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)			
				TEL: _____ EMAIL: _____			
15B. CONTRACTOR/OFFEROR  _____ (Signature of person authorized to sign)		15C. DATE SIGNED		16B. UNITED STATES OF AMERICA  BY _____ (Signature of Contracting Officer)		16C. DATE SIGNED  21-Dec-2004	

## SECTION SF 30 BLOCK 14 CONTINUATION PAGE

**SUMMARY OF CHANGES**

## SECTION SF 30 - BLOCK 14 CONTINUATION PAGE

The following have been added by full text:

AMENDMENT 0001 - INFO

The following changes shall be made to the specifications and plans.

**SPECIFICATIONS****General** EM - 1110-2-1003

Update in all sections where "EM - 1110-2-1003, HYDROGRAPHIC SURVEYING, 1 January 2002 for Class I acoustic sweep system." is mentioned to incorporate "change 1 of 1 April 2004" for EM - 1110-2-1003.

The web URL is:

<http://www.usace.army.mil/inet/usace-docs/eng-manuals/em.htm>

**Section 00800**

1-Paragraph 1.15, update EM-1110-2-1003 as stated above.

2- Paragraph 1.15, delete \$10,000 and replace with \$12,500.

**Section 00900**

Replace Wage Rates with the attached revised wage rates.

**Section 01135**

1-Clean Air Conformance and Air Emissions

Revised air calculator and revised tables has been placed on the NYD Website. The web URL is:

<http://www.nan.usace.army.mil/business/buslinks/contract/index.htm>

**Section 02200**

1-paragraph 5.3 add a new sentence after (23)-

"(24)- Contractor's Plan for documenting, addressing, resolving and closure of property owners alleged damage complaints"

**DRAWINGS**

-The existing survey data has been placed on the NYD Website. The web URL is:

<http://www.nan.usace.army.mil/business/buslinks/contract/index.htm>

This file is for bidder's reference only, and is not to be considered as a part of the Contract Documents. Contract award will be based on what is contained in the printed Plans and Specifications in a hard copy format or Electronic Bid Set if provided. No representation is made as to availability of this data, its convertibility with user's system.

## SECTION 00800 - SPECIAL CONTRACT REQUIREMENTS

The following have been added by full text:

WAGE RATE DETERMINATION II

GENERAL DECISION: **NY20030001** 12/03/2004 NY1

Date: December 3, 2004

General Decision Number: **NY20030001** 12/03/2004

Superseded General Decision Number: NY020001 nj12/3/04

State: New York

Construction Types: Heavy Dredging

Counties: New York Statewide.

STATEWIDE

New York

All dredging, excpt self-propelled hopper dredges, on the Atlantic Coast and tributary waters emptying into ther Atlantic Ocean.

Modification Number	Publication Date
0	06/13/2003
1	05/21/2004
2	12/03/2004

\* ENGI0025-001 10/01/2004

STATEWIDE

	Rates	Fringes
Company Lead Dredgeman		
Lead Dredgeman.....	\$ 29.37	7.35+a+b
Dipper & Clamshell Dredge		
Boat Captain.....	\$ 23.45	6.75+a+b
Boat Master.....	\$ 24.54	7.35+a+b
Deckhand, Tug Deckhand.....	\$ 19.63	6.15+a+b
Engineer.....	\$ 25.77	7.35+a+b
Maintenance Engineer.....	\$ 24.89	6.75+a+b
Mate.....	\$ 23.29	6.75+a+b
Oiler.....	\$ 19.69	6.15+a+b
Operator.....	\$ 29.37	7.35+a+b
Scowman.....	\$ 19.18	6.15+a+b
Welder.....	\$ 24.52	6.75+a+b

## Diver

Diver.....	\$ 41.53	6.87+a+b
Standby Diver.....	\$ 27.85	6.87+a+b
Standby Tender.....	\$ 23.26	6.27+a+b
Tender.....	\$ 32.11	6.87+a+b

## Drag Bucket Dredge

Deckhand.....	\$ 16.17	5.25+a+b
Engineer.....	\$ 21.41	6.45+a+b
Maintenance Engineer.....	\$ 21.21	5.85+a+b
Mate.....	\$ 19.82	5.85+a+b
Operator.....	\$ 25.09	6.45+a+b

## Dredging Pipeline Cable-Laying

Control Tower Operator.....	\$ 25.55	6.87+a+b
Diver Tender.....	\$ 26.58	6.87+a+b
Diver.....	\$ 42.42	6.87+a+b
Leverman.....	\$ 28.83	6.87+a+b
Line up Operator, End Prep..	\$ 18.47	5.67+a+b
Rigger.....	\$ 19.07	5.67+a+b

## Drill Boats

Blaster.....	\$ 23.81	6.45+a+b
Core Driller.....	\$ 19.00	5.25+a+b
Driller.....	\$ 23.55	6.45+a+b
Engineer.....	\$ 23.54	6.45+a+b
Machinist.....	\$ 23.30	5.85+a+b
Oiler.....	\$ 20.46	5.25+a+b
Tug Captain.....	\$ 19.53	5.85+a+b
Tug Deckhand.....	\$ 15.97	5.25+a+b
Tug Master.....	\$ 20.48	6.45+a+b
Welder.....	\$ 23.30	5.85+a+b

## Engineer

1st.....	\$ 25.55	6.87+a+b
2nd, 3rd and 4th.....	\$ 25.23	6.87+a+b
Electrician.....	\$ 25.68	6.87+a+b
Electro Hydro Technician....	\$ 20.79	6.27+a+b
Tug Captain.....	\$ 23.44	6.87+a+b
Tug Master.....	\$ 26.80	6.87+a+b

## Hydraulic Dredge

Asst. Fill Placer.....	\$ 23.10	7.35+a+b
Boat Captain.....	\$ 23.45	6.75+a+b
Boat Master.....	\$ 24.53	7.35+a+b
Chief Mate.....	\$ 25.12	7.35+a+b
Chief Welder.....	\$ 25.78	7.35+a+b
Deckhand.....	\$ 19.63	6.15+a+b
Engineer.....	\$ 25.22	7.35+a+b
Fill Placer.....	\$ 25.12	7.35+a+b
Janitor/Porter.....	\$ 18.79	6.15+a+b
Leverman.....	\$ 29.37	7.35+a+b
Maintenance Engineer.....	\$ 24.89	6.75+a+b
Mate.....	\$ 23.29	6.75+a+b
Messman.....	\$ 18.79	6.15+a+b
Night Cook.....	\$ 19.30	6.15+a+b
Oiler.....	\$ 19.69	6.15+a+b
Shoreman.....	\$ 19.20	6.15+a+b
Spider Barge Operator.....	\$ 24.31	6.75+a+b
Steward.....	\$ 23.24	7.35+a+b

Welder-Dredge.....	\$ 24.51	6.75+a+b
Tug Boats over 1000 H.P. with master or captain having license endorsed for 200 miles off shore		
Tug Captain.....	\$ 24.99	7.35+a+b
Tug Chief Engineer.....	\$ 24.25	6.75+a+b
Tug Deckhand.....	\$ 19.63	6.15+a+b
Tug Engineer.....	\$ 23.78	6.75+a+b

PREMIUMS: Additional 20% for hazardous material work

#### FOOTNOTES APPLICABLE TO ABOVE CRAFTS:

a. PAID HOLIDAYS: New Year's Day, Martin Luther King, Jr.'s Birthday, Memorial Day, Good Friday, Independence Day, Labor Day, Veterans' Day, Thanksgiving Day and Christmas Day

b. VACATION: Seven percent (7%) of the straight time rate multiplied by the total hours worked.

WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)).

In the listing above, the "SU" designation means that rates listed under the identifier do not reflect collectively bargained wage and fringe benefit rates. Other designations indicate unions whose rates have been determined to be prevailing.

#### WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- \* an existing published wage determination
- \* a survey underlying a wage determination
- \* a Wage and Hour Division letter setting forth a position on a wage determination matter
- \* a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted

because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations  
Wage and Hour Division  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

4.) All decisions by the Administrative Review Board are final.

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END OF GENERAL DECISION

(End of Summary of Changes)